

1 RAMIRO MORALES, #007101  
2 rmorales@mfrlegal.com  
3 MORALES FIERRO & REEVES  
4 600 Tonopah Drive, Suite 300  
5 Las Vegas, NV 89106  
6 Telephone: (702) 699-7822  
7 Facsimile: (702) 699-9455  
8  
9 Attorneys for Defendant and Third Party Plaintiff  
10 ST. PAUL FIRE AND MARINE INSURANCE COMPANY

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

CENTEX HOMES, a Nevada general partnership, ) CASE NO.: 2:17-cv-02407-JAD-VCF  
Plaintiff, )  
vs. ) STIPULATION AND ORDER DISMISSING DEFENDANT AND THIRD PARTY PLAINTIFF ST. PAUL FIRE AND MARINE INSURANCE COMPANY'S THIRD PARTY CLAIMS AS TO ONLY THIRD PARTY DEFENDANT PROBUILDERS SPECIALTY INSURANCE COMPANY RRG  
ST. PAUL FIRE AND MARINE INSURANCE COMPANY, a Connecticut corporation; et al., )  
Defendants. )  
AND RELATED COUNTERCLAIM AND CROSS ACTION. )  
AND RELATED THIRD PARTY ACTION. )

---

1           Defendant and Third Party Plaintiff St. Paul Fire and Marine Insurance Company (“St.  
2 Paul”), by and through its counsel of record, Ramiro Morales, of the Law Offices of Morales Fierro  
3 & Reeves, and Third Party Defendant ProBuilders Specialty Insurance Company, RRG  
4 (“ProBuilders”), by and through its counsel of record, John H. Podesta, of Wilson Elser Moskowitz  
5 Edelman & Dicker LLP, hereby stipulate and agree that St. Paul’s causes of action against  
6 ProBuilders, only, as set forth in St. Paul’s Third Party Complaint filed in this matter on November  
7 13, 2017, be dismissed, St. Paul and ProBuilders to each bear its own fees and costs.

8           IT IS SO STIPULATED.

9           DATED: May 16, 2018

MORALES FIERRO & REEVES

11           By: /s/ Ramiro Morales

12           Ramiro Morales, Esq.  
13           600 South Tonopah Drive, Suite 300  
14           Las Vegas, NV 89106  
15           Telephone: (702) 699-7822

16           Attorneys for Defendant and Third Party  
17           Plaintiff ST. PAUL FIRE AND MARINE  
18           INSURANCE COMPANY

19           DATED: May 16, 2018

20           WILSON ELSER MOSKOWITZ EDELMAN &  
21           DICKER LLP

22           By: /s/ John H. Podesta

23           John H. Podesta, Esq.  
24           525 Market Street, 17<sup>th</sup> Floor  
25           San Francisco, CA 94105  
26           Telephone: (415) 433-0990

27           Attorneys for Third Party Defendant  
28           PROBUILDERS SPECIALTY INSURANCE  
COMPANY RRG

(Signatures continued next page)

///

///

1      **Approved as to form and content by:**

2      DATED: May 16, 2018

PAYNE & FEARS LLP

4                          By: /s/ Sarah J. Odia  
5                          Scott S. Thomas, Esq.  
6                          Sarah J. Odia, Esq.  
7                          6385 S. Rainbow Blvd., Suite 220  
8                          Las Vegas, NV 89118  
9                          Telephone: (702) 851-0300  
10                         Attorneys for Plaintiff CENTEX HOMES

10     DATED: May 16, 2018

SELMAN BREITMAN, LLP

12                        By: /s/ David A. Astengo  
13                        David A. Astengo  
14                        Eric S. Powers  
15                        33 New Montgomery, Sixth Floor  
16                        San Francisco, CA 94105  
17                        Telephone: (702) 228-7771  
18                        Attorneys for Defendant EVEREST  
19                        NATIONAL INSURANCE COMPANY

19     DATED: May 16, 2018

RANALLI ZANEL FOWLER & MORAN LLC

21                        By: /s/ Benjamin J. Carman  
22                        Benjamin J. Carman, Esq.  
23                        2400 W. Horizon Ridge Parkway  
24                        Henderson, Nevada 89052  
25                        Telephone: (702) 477-7774  
26                        Attorneys for Defendant INTERSTATE FIRE  
27                        AND CASUALTY COMPANY

26     (Signatures continued next page)

27     ///

28     ///

1 DATED: May 16, 2018

HEROLD & SAGER

3 By: /s/ Joshua A. Zlotlow

4 Andrew D. Herold, Esq.  
5 Joshua A. Zlotlow, Esq.  
6 3960 Howard Hughes Parkway, Suite 500  
7 Las Vegas, NV 89169  
8 Telephone: (702) 990-3624

9  
10 Attorneys for Defendant LEXINGTON  
11 INSURANCE COMPANY and Third Party  
12 Defendant NEW HAMPSHIRE INSURANCE  
13 COMPANY

14 DATED: May 16, 2018

MORALES FIERRO & REEVES

15 By: /s/ Ramiro Morales

16 Ramiro Morales, Esq.  
17 600 South Tonopah Drive, Suite 300  
18 Las Vegas, NV 89106  
19 Telephone: (702) 699-7822

20 Attorneys for Defendant FEDERAL  
21 INSURANCE COMPANY

22 DATED: May 16, 2018

23 ROPERS, MAJESKI, KOHN & BENTLEY

24 By: /s/ Stephen J. Erigero

25 Stephen J. Erigero  
26 Timothy J. Lepore  
27 3753 Howard Hughes Pkwy, Suite 200  
28 Las Vegas, NV 89169  
Telephone: (702) 954-8300

29 Attorneys for Third Party Defendants  
30 UNDERWRITERS AT LLOYDS LONDON,  
31 ROCKHILL INSURANCE COMPANY

32 (Signatures continued next page)

33 ///

1 DATED: May 16, 2018

THE GRAD LAW FIRM

3 By: /s/ Laleague Grad  
4 Laleague Grad, Esq.  
5 8275 South Eastern Avenue  
6 Las Vegas, NV 89123  
7 Telephone: (702) 990-8387

8  
9 Attorneys for Third Party Defendant FIRST  
10 SPECIALTY INSURANCE CORPORATION

11 DATED: May 16, 2018

12 ARMSTRONG TEASDALE LLP

13 By: /s/ MichelleD. Alarie  
14 Kevin R. Stolworthy, Esq.  
15 Michelle D. Alarie, Esq.  
16 3770 Howard Hughes Parkway, Suite 200  
17 Las Vegas, NV 89169  
18 Telephone: (702) 678-5070

19  
20 Attorneys for Third Party Defendant ARCH  
21 SPECIALTY INSURANCE COMPNAY

22 DATED: May 16, 2018

23 WILSON ELSER MOSKOWITZ EDELMAN &  
24 DICKER LLP

25 By: /s/ John H. Podesta  
26 John H. Podesta, Esq.  
27 525 Market Street, 17<sup>th</sup> Floor  
28 San Francisco, CA 94105  
Telephone: (415) 433-0990

29  
30 Attorneys for Third Party Defendant  
31 IRONSHORE SPECIALTY INSURANCE  
32 COMPANY

33 ///

34 ///

35 ///

## ORDER

IT IS SO ORDERED: Defendant and Third Party Plaintiff St. Paul Fire and Marine Insurance Company's causes of action against Third Party Defendant ProBuilders Specialty Insurance Company, RRG, only, as set forth in St. Paul's Third Party Complaint filed in this matter on November 13, 2017, are hereby dismissed, St. Paul and ProBuilders to each bear its own attorney's fees and costs.

Dated: May 18, 2018.

UNITED STATES DISTRICT COURT JUDGE

Case No. 2:17-cv-2407-JAD-VCF (ECF No. 112)